

ORIGINAL

United States District Court
NORTHERN DISTRICT OF CALIFORNIA

E-filing

DANIEL OFFUTT, Individually and on Behalf of
All Others Similarly Situated,

Plaintiff,

SUMMONS IN A CIVIL CASE

CASE NUMBER:

V.

VERIFONE HOLDINGS INC., DOUGLAS G.
BERGERON and BARRY ZWARENSTEIN,
Defendants.

CV 07

6241

TO: (Name and address of defendant)

JSW

See ATTACHMENT A

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Shawn A. Williams
COUGHLIN STOIA GELLER RUDMAN & ROBBINS LLP
100 Pine Street, Suite 2600
San Francisco, CA 94111
Telephone: 415/288-4545

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wieking

CLERK

DEC 11 2007

DATE

(BY) DEPUTY CLERK

MARY ANN BUCKLEY

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹		DATE
Name of SERVER		TITLE
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served Personally upon the Defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> Executed on _____ <div style="text-align: center; margin-top: 5px;">Date</div> </div> <div style="width: 40%;"> _____ <div style="text-align: center; margin-top: 5px;">Signature of Server</div> </div> </div> <div style="text-align: right; margin-top: 10px;"> _____ <div style="text-align: center; margin-top: 5px;">Address of Server</div> </div>		
(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure		

ATTACHMENT A

Verifone Holdings, Inc.
2099 Gateway Place, Suite 600
San Jose, CA 95110

Douglas G. Bergeron
40 Fox Hill Road
Redwood City, CA 94062

Barry M. Zwarenstein
54 Mount Hamilton Avenue, Apt. #8
Los Altos, CA 94022

Attorney Or Party Without Attorney (Name and Address)		Telephone:	FOR COURT USE ONLY	
SHAWN ANTHONY WILLIAMS, ESQ. (213113) COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP 100 Pine Street, Suite 2600 San Francisco, California 94111		(415) 288-4545		
Attorneys for: PLAINTIFF		Ref. No. Or File No.		
Insert name of court, judicial district and branch court, if any:		W2488869		
UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA				
Plaintiff:				
DANIEL OFFUTT, etc., et al.				
Defendant:				
VERIFONE HOLDINGS INS., et al.				
PROOF OF SERVICE		Date:	Time:	Case Number: CV 07 6241JSW

I, Mike Weeker, Under penalty of perjury, hereby declare that I am and was on the dates herein mentioned, over the age of eighteen, and not a party to the within action;

I served the: SUMMONS; COMPLAINT; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; CIVIL STANDING ORDERS; JOINT CMC STATEMENT STANDING ORDER; ORDER SETTING CASE MANAGEMENT CONFERENCE AND REQUIRING JOINT CASE MANAGEMENT CONFERENCE STATEMENT; EFC REGISTRATION INFORMATION HANDOUT; N.D. CAL. SAN FRANCISCO DIVISION GUIDELINES

in this action by personally delivering to and leaving with the following defendant or person on the date set opposite their respective names, a true copy thereof:

Defendant : VERIFONE HOLDINGS, INC.

By Serving : KATHERINE STEPHENS, Corporate Legal Director,
Authorized to Accept Service of Process

Address : 2099 Gateway Place, Suite 600, San Jose, CA 95110

Date & Time : Tuesday, December 18, 2007 @ 1:20 p.m.

Witness fees were : Not applicable.

Person serving:
Mike Weeker
Wheels of Justice, Inc.
657 Mission Street, Suite 502
San Francisco, California 94105
Phone: (415) 546-6000

a. Fee for service:
d. Registered California Process Server
(1) Employee or independent contractor
(2) Registration No.: 617
(3) County: Santa Clara
(4) Expires:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: December 19, 2007

Signature: _____

Mike Weeker



Attorney Or Party Without Attorney (Name and Address)		Telephone:		FOR COURT USE ONLY	
SHAWN ANTHONY WILLIAMS, ESQ. (213113) COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP 100 Pine Street, Suite 2600 San Francisco, California 94111		(415) 288-4545			
Attorneys for: PLAINTIFF		Ref. No. Or File No. W2488870			
Insert name of court, judicial district and branch court, if any: UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA					
Plaintiff: DANIEL OFFUTT, etc., et al.					
Defendant: VERIFONE HOLDINGS INS., et al.					
PROOF OF SERVICE		Date:	Time:	Dept/Div:	Case Number: CV 07 6241JSW

I, Mike Weeker, Under penalty of perjury, hereby declare that I am and was on the dates herein mentioned, over the age of eighteen, and not a party to the within action;

I served the: SUMMONS; COMPLAINT; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; CIVIL STANDING ORDERS; JOINT CMC STATEMENT STANDING ORDER; ORDER SETTING CASE MANAGEMENT CONFERENCE AND REQUIRING JOINT CASE MANAGEMENT CONFERENCE STATEMENT; EFC REGISTRATION INFORMATION HANDOUT; N.D. CAL. SAN FRANCISCO DIVISION GUIDELINES

in this action by personally delivering to and leaving with the following defendant or person on the date set opposite their respective names, a true copy thereof:

Defendant : DOUGLAS G. BERGERON

By Serving : KATHERINE STEPHENS, Corporate Legal Director, on behalf of Douglas G. Bergeron

Address : 2099 Gateway Place, Suite 600, San Jose, CA 95110

Date & Time : Thursday, December 20, 2007 @ 11:00 a.m.

Witness fees were : Not applicable.

Person serving:

Mike Weeker

Wheels of Justice, Inc.

657 Mission Street, Suite 502

San Francisco, California 94105

Phone: (415) 546-6000

a. Fee for service:

d. Registered California Process Server

(1) Employee or independent contractor

(2) Registration No.: 617

(3) County: Santa Clara

(4) Expires:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: December 21, 2007

Signature: 
Mike Weeker



Attorney Or Party Without Attorney (Name and Address)		Telephone:		FOR COURT USE ONLY	
SHAWN ANTHONY WILLIAMS, ESQ. (213113) COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP 100 Pine Street, Suite 2600 San Francisco, California 94111		(415) 288-4545			
Attorneys for: PLAINTIFF		Ref. No. Or File No. W2488871			
Insert name of court, judicial district and branch court, if any: UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA					
Plaintiff: DANIEL OFFUTT, etc., et al.					
Defendant: VERIFONE HOLDINGS INS., et al.					
PROOF OF SERVICE		Date:	Time:	Dept/Div:	Case Number: CV 07 6241JSW

I, Mike Weeker, Under penalty of perjury, hereby declare that I am and was on the dates herein mentioned, over the age of eighteen, and not a party to the within action;

I served the: SUMMONS; COMPLAINT; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; CIVIL STANDING ORDERS; JOINT CMC STATEMENT STANDING ORDER; ORDER SETTING CASE MANAGEMENT CONFERENCE AND REQUIRING JOINT CASE MANAGEMENT CONFERENCE STATEMENT; EFC REGISTRATION INFORMATION HANDOUT; N.D. CAL. SAN FRANCISCO DIVISION GUIDELINES

in this action by personally delivering to and leaving with the following defendant or person on the date set opposite their respective names, a true copy thereof:

Defendant : BARRY ZWARENSTEIN

By Serving : KATHERINE STEPHENS, Corporate Legal Director, on behalf of BARRY ZWARENSTEIN

Address : 2099 Gateway Place, Suite 600 , San Jose, CA 95110

Date & Time : Thursday, December 20, 2007 @ 11:00 p.m.

Witness fees were : Not applicable.

Person serving:

Mike Weeker

Wheels of Justice, Inc.

657 Mission Street, Suite 502

San Francisco, California 94105

Phone: (415) 546-6000

a. Fee for service:

d. Registered California Process Server

(1) Employee or independent contractor


(2) Registration No.: 617

(3) County: Santa Clara

(4) Expires:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: December 21, 2007

Signature: 
Mike Weeker

